

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

WAYNE BERRY,) CIVIL NO. 03-00385 SOM/LEK
)
Plaintiff,) RESPONSE TO JURY QUESTION
)
) NO. 1
vs.)
)
FLEMING COMPANIES, INC., et al.,)
)
)
Defendants.)
)

FILED IN THE
UNITED STATES DISTRICT COURT
Honolulu, Hawaii

MAR 7 2006

at 12 o'clock and 1pm PM
SUE BEITIA, CLERK
[Signature]

RESPONSE TO JURY QUESTION NO. 1

You may consider all three factors or fewer than all three factors listed on page 18. However, if you assign a dollar amount to more than one of those factors, you may not add those dollar amounts to arrive at a total amount of actual damages.

DATED: Honolulu, Hawaii; March 7, 2006.



SUSAN OKI MOLLWAY
UNITED STATES DISTRICT JUDGE